## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Robert Cook and

John Wayne Kennedy

Serial No.:

N/A

Filed:

Concurrently Herewith

For: COMPOSITION FOR DISINFECTION OF PLANTS, ANIMALS, HUMANS, BYPRODUCTS OF PLANTS AND ANIMALS AND ARTICLES INFECTED WITH PATHOGENS AND METHOD OF PRODUCING AND APPLICATION OF

SAME.

Examiner: N/A

Group Art: N/A

I hereby certify that this paper is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" "Express Mail" mailing label number EL351090330US service under 37 C.F.R. 1.10 and is addressed to Assistant Commissioner for Patents, Box Patent Applications, Washington, D.C. 20231 on

December 20, 2001 (Date of Deposit)

Jackie Jay Schwartz

lame of applicant, assignee or Registered

Signaphre

Dycember 20, 2001

INFORMATION DISCLOSURE STATEMENT WITH CERTIFICATION AND PETITION FOR CONSIDERATION UNDER 37 CFR § 1.97

Hon. Commissioner of Patents and Trademarks Washington, D.C. 20231

SIR:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed Form PTO 1449. Copies of the listed documents are also enclosed.

This information is being submitted prior to the mailing of a first office action. Accordingly, no fee is due with this submission.



Petition under 37 CFR \$ 1.97(d)

The undersigned hereby petitions that the Examiner consider the

information cited in this Statement.

It is respectfully requested that the above information be considered by the

Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such

information has been considered.

I hereby declare that all statements made herein of my own knowledge are

true and that all statements made on information and belief are believed to be true; and

further that these statements were made with the knowledge that willful false statements

and the like so made are punishable by fine or imprisonment, or both, under Section 1001

of Title 18 of the United States Code and that such willful false statements may jeopardize

the validity of the application or any patent issued thereon.

Respectfully submitted,

By:

Suite 1507

New York, New York 10018

(212) 971-9017

Dated: December 20, 2001

## LIST OF REFERENCES CITED BY APPLICANT

Atty. Docket No.:

1043-2

Filing Date: Concurrently herewith

Serial No.:

N/A

Group Art: N/A

Applicant:

Robert Cook and John Wayne Kennedy

### **U.S. PATENT DOCUMENTS**

| *Ex.<br>Intls. |    | Document No. | Date          | Name                           | Class | Subclass | Filing Date          |
|----------------|----|--------------|---------------|--------------------------------|-------|----------|----------------------|
|                | AA | 1,620,490    | March 8, 1927 | George E. Sanders              |       |          | December<br>23, 1920 |
|                | АВ | 2,655,460    | Oct. 13, 1953 | Mearl A. Kise                  | 167   | 22       | December<br>1, 1949  |
|                | AC | 4,098,602    | July 4, 1978  | Seymour et al                  | 71    | 67       | June 28,<br>1976     |
|                | AD | 4,952,398    | Aug. 28,1990  | Jean Tapin                     | 71    | 67       | March 17,<br>1988    |
|                | AE | 5,665,679    | Sep. 9, 1997  | Thomas Bond McInnes            | 504   | 164      | Oct. 18,<br>1995     |
|                | AF | 3,959,255    | May 25, 1976  | Chazan, Coussiediere, and Gasc | 260   | 210      | Apr. 29,<br>1974     |

#### FOREIGN PATENT DOCUMENTS

| *Ex.<br>Intls. |    | Document No. | Date | Country | Name | Class | Subclass | Translation<br>Yes/No |
|----------------|----|--------------|------|---------|------|-------|----------|-----------------------|
|                | AF |              |      |         |      |       |          |                       |
|                | AG |              |      |         |      |       |          |                       |
|                | AH |              |      |         |      |       |          |                       |
|                | AI |              |      |         |      |       |          |                       |
|                | AJ |              |      |         |      |       | ,        |                       |

## OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

| AK |  |  |
|----|--|--|
| AO |  |  |
| AP |  |  |

|          | DATE CONSIDERED:     |
|----------|----------------------|
| XAMINER: | <br>DATE CONSIDERED. |



EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

# LIST OF REFERENCES CITED BY APPLICANT

Atty. Docket No.:

1043-2

Filing Date: Concurrently herewith

Serial No.: Applicant:

N/A

Group Art: N/A

Robert Cook and John Wayne Kennedy

### **U.S. PATENT DOCUMENTS**

| *Ex.<br>Intls. |    | Document No. | Date           | Name                                       | Class | Subclass | Filing Date      |
|----------------|----|--------------|----------------|--|-------|----------|------------------|
|                | AG | 3,981,861    | Sept. 21, 1976 | Chazan, Coussediere, and Gasc              | 536   | 17       | Mar. 7,<br>1975  |
|                | АН | 4,0640339    | Dec. 20, 1977  | Daniel Coussediere and Jean-Claude<br>Gasc | 536   | 17       | Mar. 11,<br>1975 |
|                | AI | 5,753,493    | May 19, 1998   | Jack G. Wireman                            | 435   | 261      | Mar. 20,<br>1996 |
|                | AJ | 5,780,064    | Jul. 14, 1998  | George Meisters and Charles Gradle         | 424   | 616      | Sep. 12,<br>1997 |
|                | AK | 6,022,545    | Feb. 8, 2000   | H. B. Schmittmann and J. Dietrich          | 424   | 195.1    | Jun. 21,<br>1996 |
|                | AL | 6,277,416,B1 | Aug. 21, 2001  | Ronald Harkrader and Donald<br>Meyer       | 424   | 725      | Jul. 29,<br>1999 |

#### FOREIGN PATENT DOCUMENTS

| *Ex.<br>Intls. |    | Document No. | Date | Country | Name | Class | Subclass | Translation<br>Yes/No |
|----------------|----|--------------|------|---------|------|-------|----------|-----------------------|
|                | AF |              |      |         |      |       |          |                       |
|                | AG |              |      |         |      |       |          |                       |
|                | АН |              |      |         |      |       |          |                       |
|                | AI |              |      |         |      |       |          |                       |
|                | AJ |              |      |         |      |       |          |                       |

## OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

| AK |  |
|----|--|
| AO |  |
| AP |  |

| CV A MATER | DATE CONSIDERED   |
|------------|-------------------|
| EXAMINER:  | _ DATE CONSIDERED |



<sup>\*</sup> EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.